

1 **SHANNON TAITANO, ESQ.**
2 **OFFICE OF THE GOVERNOR OF GUAM**
3 Ricardo J. Bordallo Governor's Complex
4 Adelup, Guam 96910
Telephone: (671) 472-8931
Facsimile: (671) 477-6666

5 **EDUARDO A. CALVO, ESQ.**
6 **KATHLEEN V. FISHER, ESQ.**
7 **RODNEY J. JACOB, ESQ.**
8 **DANIEL M. BENJAMIN, ESQ.**
9 **CALVO & CLARK, LLP**

10 Attorneys at Law
655 South Marine Corps Drive, Suite 202
Tamuning, Guam 96913
Telephone: (671) 646-9355
Facsimile: (671) 646-9403

11 *Attorneys for the Government of Guam*
12 *and Felix P. Camacho, Governor of Guam*

FILED
DISTRICT COURT OF GUAM

JAN 18 2007 *mb*

MARY L.M. MORAN
CLERK OF COURT

13 IN THE UNITED STATES DISTRICT COURT
14 DISTRICT OF GUAM

15 JULIE BABAUTA SANTOS, et. al.,
16
17 Petitioners,

18 -v-

19 FELIX P. CAMACHO, etc., et. al.
20
21 Respondents.

CIVIL CASE NO. 04-00006
(Consolidated with Civil Case Nos.
04-00038 and 04-00049)

**NOTICE REGARDING DATES IN
[PROPOSED] SCHEDULING ORDER
REGARDING CLASS NOTICE,
SETTLEMENT, AND FAIRNESS
HEARING**

1 Defendants Governor of Guam Felix P. Camacho and the Government of Guam are filing
2 this notice with regard to the dates set forth in the proposed scheduling order submitted to the
3 Court last week. Those dates were contingent upon approval of the final version of the class
4 notice in time to secure publication in this coming Sunday's Pacific Daily News, and the final
5 class notice itself can only be completed once all necessary dates are set. Because there has not
6 yet been an opportunity to secure approval of the final version of the class notice pending
7 issuance of the scheduling order, publication beginning this Sunday no longer appears possible.
8 *See also* Settlement Agreement § III(b) ("Notice by publication shall commence on the first
9 Sunday that occurs at least seven (7) days after the Court orders the publication of the class
10 notice.").

11 Accordingly, it is respectfully requested that the Court advance the dates in the proposed
12 scheduling order by sufficient time so as to permit the Governor time to commence the notice by
13 publication as required by the Settlement Agreement (*e.g.*, if the Court were to intend to have
14 approved the class notice by some date next week, all dates in the proposed scheduling order
15 would need to be advanced by fourteen days).¹ Once the Court issues the scheduling order, the
16 Governor and other settling parties will submit the proposed final version of the class notice as
17 soon as possible, and within the two days contemplated by the Court's January 9 Order.

18 Dated this 18th day of January, 2007.

19 OFFICE OF THE GOVERNOR OF GUAM
20 CALVO & CLARK, LLP
21 Attorneys at Law
22 *Attorneys for the Government of Guam*
23 *and Felix P. Camacho, Governor of Guam*

24 By:

25 
26 **RODNEY J. JACOB**

27 ¹ The only exception is that, to address the jurisdictional issue discussed in the Court's
28 January 9, 2007 Order, EIC Class members must still file any new or amended tax returns for tax
year 2003 on or before Monday, April 16, 2007.